



IN THE UNITED STATES PATENTS AND TRADEMARK OFFICE

D-1082

Applicant : Naoaki Niwa

Title : METHOD OF SELLING MEASURING OR ANALYZING APPARATUS

Serial No. : 09/854,505

Filed : May 15, 2001

Group Art Unit : 3639

Examiner : Freda Nelson

} Hon. Commissioner for Patents  
P.O. Box 1450, Alexandria, VA 22313-1450  
)

April 5, 2006

RESPONSE

Sir:

In paragraph 1 of the Office Action of March 8, 2006, claims 1, 2, 5, 10, 11, 13 and 16 were rejected under 35 U.S.C. 102(a) as being anticipated by JP 2001-312664. In paragraph 2 of the Action, claims 3, 4, 7-9, 12, 14 and 15 were rejected under 35 U.S.C. 103(a) as being unpatentable over JP 2001-312664 in view of Rive.

However, JP 2001-312664 was published on November 9, 2001, prior to the filing date, May 15, 2001, of the present application. Therefore, JP 2001-312664 can not be cited in the present application.

Please withdraw the rejection, and allow the application.

Respectfully Submitted,

HAUPTMAN KANESAKA BERNER  
PATENT AGENTS, LLP

By Manabu Kanesaka  
Manabu Kanesaka  
Reg. No. 31,467  
Agent for Applicants

1700 Diagonal Road, Suite 310  
Alexandria, VA 22314  
(703) 519-9785